



U.S. Department of Justice

*United States Attorney
Southern District of New York*

86 Chambers Street
New York, New York 10007

June 18, 2024

By ECF

The Honorable Paul A. Engelmayer
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007

Re: *Reclaim the Records v. United States Citizenship and Immigration Services*,
23 Civ. 1997 (PAE)

Dear Judge Engelmayer:

This Office represents United States Citizenship and Immigration Services (the “Government”), defendant in this action brought pursuant to the Freedom of Information Act, 5 U.S.C. § 552 (“FOIA”). We write to inform the Court that, despite the parties’ best efforts, they have been unable to resolve plaintiffs’ “policy and practice” claim. The Government therefore intends to file a motion to dismiss that claim. With plaintiffs’ consent, we write respectfully to propose the following briefing schedule, which accommodates counsel’s vacation schedules and would provide the parties sufficient time to brief the issues:

- Opening papers due 8/16/2024
- Opposition papers due 9/13/2024
- Reply papers due 10/4/2024

We thank the Court for its consideration of this request.

Respectfully,

DAMIAN WILLIAMS
United States Attorney
Southern District of New York

By: /s/ Ilan Stein
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The Court is prepared to sign off on this briefing schedule provided, however, that plaintiffs understand that by agreeing to the proposed briefing schedule, they are waiving the right to amend the complaint once as a matter of course under Federal Rule of Civil Procedure 15(a)(1)(B). The Court directs plaintiffs to file a letter on the docket confirming this understanding.
SO ORDERED.

PAUL A. ENGELMAYER
United States District Judge
June 20, 2024